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|---|----------------------|------------------------|----------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 10/718,764             |          |
|   | Filing Date          | 11/21/2003             |          |
|   | First Named Inventor | WAGENER                |          |
|   | Art Unit             | 1713                   |          |
|   | Examiner Name        |                        |          |
| Total Number of Pages in This Submission  | 89                   | Attorney Docket Number | 5853-340 |

| ENCLOSURES (Check all that apply)  |   |  |
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| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance Communication to Group                            |
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| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application                           | <input type="checkbox"/> Proprietary Information   |
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| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | No fees are believed necessary, but please charge any deficiencies to Deposit Account No. 50-0951.  |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |  |
|--|--|
| Firm or Individual                         | AKERMAN SENTERFITT<br>Gregory A. Nelson, Registration No. 30,577 |
| Signature                                  |  |
| Date                                       | 7-6-04   |

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wagener et al.

Application No.: 10/718,764

Examiner:

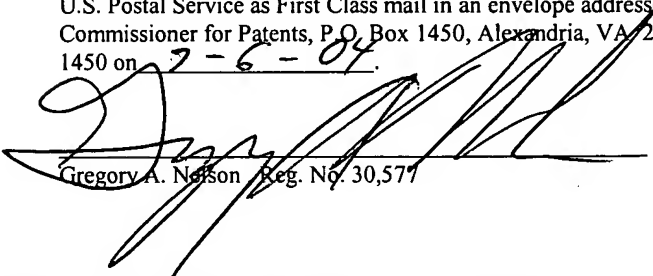
Date Filed: November 21, 2003

Group: 1713

For: ELASTOMERIC POLYMERS

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 7-6-04.

  
Gregory A. Nelson Reg. No. 30,577

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the document which is listed on the attached Form PTO-SB8A and which the Examiner may deem relevant to patentability of the claims of the above-identified application. The enclosed document was cited in a search report (copy attached) issued in the corresponding PCT application to the present invention, namely, Application no. PCT/US03/37327. Accordingly, no fee is due.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any  
{WP184578;1}

listed documents as competent references against the claims of the present application.

Applicant respectfully requests that the listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-SB8A be returned in accordance with MPEP §609.

This Information Disclosure Statement is being filed before the issuance of a first office action on the merits of the application (37 C.F.R. 1.97(b)(3)); therefore, no fee is believed to be due. However, if any fee is due, the Commissioner is authorized to charge any such fee and any additional fees due or credit any overpayment to Deposit Account No. 50-0951.

Date: 7-~~8~~-04

Respectfully submitted,



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Docket No. 5853-340

